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210 7590 01/15/2009

MERCK AND CO., INC
P O BOX 2000
RAHWAY, NJ 07065-0907

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| | |
|------------------------|--------------------|
| <u>Pamela Spalding</u> | (Depositor's name) |
| <u>Pamela Spalding</u> | (Signature) |
| <u>April 14, 2009</u> | (Date) |

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
|-----------------|-------------|----------------------|---------------------|------------------|

10/556,805 11/14/2005 Tesfaye Biftu 21404P 1696

TITLE OF INVENTION: 3-AMINO-4-PHENYLBUTANOIC ACID DERIVATIVES AS DIPEPTIDYL PEPTIDASE INHIBITORS FOR THE TREATMENT OR PREVENTION OF DIABETES

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE DUE | PUBLICATION FEE DUE | PREV. PAID ISSUE FEE | TOTAL FEE(S) DUE | DATE DUE |
|-----------------------|--------------|---------------|---------------------|-------------------------------------|------------------|------------|
| nonprovisional | NO | \$1510 | \$300 | \$0 | \$1810 | 04/15/2009 |
| EXAMINER | | ART UNIT | CLASS-SUBCLASS | | | |
| COLEMAN, BRENDA LIBBY | | 1624 | 514-221000 | | | |
| | | | | 04/16/2009 CNGUYEN3 00000003 132755 | 10556805 | |
| | | | | 01 FC:1501 | 1510.00 DA | |
| | | | | 02 FC:1504 | 300.00 DA | |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Philippe L. Durette

2 Catherine D. Fitch

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Merck & Co., Inc.

Rahway, New Jersey USA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

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5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

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Authorized Signature

Philippe L. Durette

Date

April 14, 2009

Typed or printed name

Philippe L. Durette

Registration No.

35,125

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